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Examiner K. Tran

FROM:

Byron S. Kuzara

COMPANY:

U.S.P.T.O.

DATE:

December 16, 2005

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RE:

U.S. Serial No. 10/807,316

OUR REFERENCE No.:

000407.00028

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I hereby certify that this correspondence is being transmitted by facsimile to the United States Patent and Trademark Office at telephone number (571) 273-8300 on December 16, 2005.

Respectfully submitted,

By: Byron S. Kuzara
Registration Number 51,255
Banner & Witcoff, Ltd.

PATENT**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

| | | |
|-----------------------------|---|----------------------------------|
| <i>In re</i> Application of |) | |
| |) | Art Unit: 3651 |
| Morihisa SHIOYA |) | |
| |) | Examiner: Tran, K. |
| Serial Number 10/807,316 |) | |
| |) | Attorney Reference: 000407.00028 |
| Filed: March 24, 2004 |) | |
| |) | |
| For: VENDING MACHINE |) | |

ELECTION OF SPECIES

Commissioner for Patents
Alexandria, VA 22313

Sir:

In response to the Election of Species Requirement mailed November 21, 2005, the Applicants elect Species IV and submit that claims 1-7 and 10-13 are readable thereon. Claims 8-9 are, therefore, withdrawn from further consideration. This election is made without traverse.

The Applicants respectfully request that claims 8-9 be considered if generic independent claim 1 is allowed. In addition, the Applicants reserve the right to file divisional applications to concepts recited in the withdrawn claims.

This Election of Species is being timely filed by facsimile transmission on December 16, 2005. Should additional fees or an extension of time be deemed necessary for consideration of this Election of Species, such fees or extension are hereby requested and the Commissioner is authorized to charge deposit account number 19-0733 for the payment of the requisite fee. If

anything further is desired, the Examiner is respectfully requested to telephone the undersigned representative at (503) 425-6800.

Respectfully submitted,

By: Byron S. Kuzara
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Dated: December 16, 2005